

FRANK F. SOMMERS IV, ESQ. (SBN 109012)  
ANDREW H. SCHWARTZ, ESQ. (SBN 100210)  
SOMMERS & SCHWARTZ LLP  
550 California Street  
The Sacramento Tower, Suite 700  
San Francisco, California 94104  
Telephone: (415) 955-0925  
Facsimile: (415) 955-0927

Attorney for Plaintiff,  
NACIO SYSTEMS, INC.

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

NACIO SYSTEMS, INC. ) Case No.: C 07 3481 PJH  
a Nevada corporation, )  
 )  
 Plaintiff ) **DECLARATION OF DOMINIC FINN IN**  
v. ) **SUPPORT OF:**  
 )  
 )  
 HERBERT GOTTLIEB, an individual; ) **1) PLAINTIFF'S APPLICATION WITHOUT**  
SWIDENT, LLC, a California Limited ) **NOTICE FOR TEMPORARY RESTRAINING**  
liability corporation, ) **ORDER RE PRESERVING EVIDENCE ; AND**  
 )  
 Defendants ) **2) PLAINTIFF'S SECOND APPLICATION**  
 ) **FOR TEMPORARY RETRAINING ORDER**

1  
2 I, Dominic Finn, say:  
3

4 1. I have personal knowledge of the facts set forth below and could competently  
5 testify to them if called upon to do so.

6 2. I work as a Facilities Engineer at Nacio Systems, Inc. One of my responsibilities  
7 is to identify and log in every person who enters the Nacio facility in Novato. I know Herb  
8 Gottlieb by sight, having worked at the same premises with him for years.

9 3. On March 31, 2006, I was working the front desk at the facility. Mr. Gottlieb, who  
10 was leaving his work at Nacio, asked for my help in moving certain items out of his office, items  
11 he informed me he had permission to remove, as they were personal possessions of his.

12 4. One of the items that I helped him move was a small safe from his office. He  
13 backed his van up to the fire escape and we moved the safe and the other boxes from his office  
14 into it.

15  
16 I declare under penalty of perjury under the law of the United States that the foregoing is  
17 true and correct and that this declaration was executed in Novato, California on July \_\_\_, 2007.  
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21 \_\_\_\_\_  
22 Dominic Finn  
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